

1 Timothy K. Ford, WSBA #5986
Katherine C. Chamberlain, WSBA #40014
2 MacDonald Hoague & Bayless
705 Second Avenue, Suite 1500
3 Seattle, Washington 98104-1745
(206) 622-1604
4

5 UNITED STATES DISTRICT COURT
6 EASTERN DISTRICT OF WASHINGTON AT SPOKANE

7 K.S. by her guardian ad litem Kenneth L.
Isserlis, and DOROTHY SPIOTTA and
PAUL SPIOTTA,

8 Plaintiffs,

9 v.

10 AMBASSADOR PROGRAMS, INC.,
11 AMBASSADORS GROUP, INC.,
12 PEOPLE TO PEOPLE
INTERNATIONAL,

13 Defendants.

No. CV-08-243-RMP

DECLARATION OF CHRISTINA
BARONE

14
15 CHRISTINA BARONE on oath declares as follows:

16 1. I am a paralegal employed by MacDonald Hoague & Bayless assigned
17 to this case.

18 2. Exhibit A are true and correct copy of excerpts of the Discovery
19 Deposition of Jeffery Thomas.

20 3. Exhibit B are true and correct copy of excerpts of the 30 (b) (6)
21 Deposition of Jeffery Thomas.
22
23

CERTIFICATE OF SERVICE

I hereby certify that on February 23, 2010, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

- **Kenneth L Isserlis**
kisserlis@leeisserlis.com, lkellerman@leeisserlis.com
- **James Bernard King**
jking@ecl-law.com, kschulman@ecl-law.com
- **Jerry S Phillips**
jphillips@loeb.com, mortiz@loeb.com
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btr@wkdtlaw.com, kimh@wkdtlaw.com
- **Geana Van Dessel**
gmv@wkdtlaw.com, lisaj@wkdtlaw.com

MACDONALD HOAGUE & BAYLESS

By

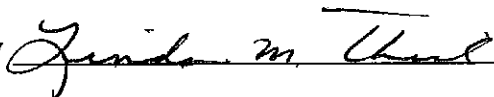


EXHIBIT A to
DECLARATION OF CHRISTINA BARONE

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON AT SPOKANE

K.S., by her guardian ad litem)
Kenneth L. Isserlis and DOROTHY)
SPIOTTA and PAUL SPIOTTA,)

Plaintiffs,)

vs.)

No. CV-08-243-FVS

AMBASSADOR PROGRAMS, INC.,)
AMBASSADORS GROUP, INC., PEOPLE)
TO PEOPLE INTERNATIONAL,)

Defendants.)

DISCOVERY DEPOSITION OF JEFFERY THOMAS

Taken at the instance of the Plaintiffs

March 12, 2009

2:20 p.m.

1124 W. Riverside Avenue

Spokane, Washington

BRIDGES REPORTING & LEGAL VIDEO
Certified Shorthand Reporters
1312 N. Monroe Street
Spokane, Washington 99201
(509) 456-0586 - (800) 358-2345

<p style="text-align: right;">Page 38</p> <p>1 area or region.</p> <p>2 Q. And if they get selected to be an Area</p> <p>3 Director, how do they learn what their job duties are and</p> <p>4 how they are to perform those duties?</p> <p>5 A. There's a bit of an apprenticeship issue</p> <p>6 going on. So, if there's an Area Director already there,</p> <p>7 they would probably work closely with that Area Director.</p> <p>8 So, then the presenter/Program Manager from</p> <p>9 that area will help them fill in the blanks.</p> <p>10 Q. An area presenter, is that a specific job</p> <p>11 title?</p> <p>12 A. No. I didn't mean to say that. The</p> <p>13 presenter from that area might help the Area Director</p> <p>14 become acquainted with how they can support the program.</p> <p>15 Q. Okay. So, other than the Program Manager,</p> <p>16 who else do you expect to be presenting at an</p> <p>17 informational meeting?</p> <p>18 A. Normally the teachers or some subset of the</p> <p>19 teachers who are traveling with the students will be</p> <p>20 present at the meeting and usually introduce themselves.</p> <p>21 Normally there will be past student travelers</p> <p>22 there at the meeting, and they will normally introduce</p> <p>23 themselves.</p> <p>24 And normally there will be parents of past</p> <p>25 student travelers who will be at the meeting and will</p>	<p style="text-align: right;">Page 40</p> <p>1 they are created. We have partners who help us deliver</p> <p>2 the programs around the world. So, the person in London</p> <p>3 could say, "Here's a great itinerary you guys should</p> <p>4 offer." They might create the itinerary.</p> <p>5 Q. And I would like to try to get a list of the</p> <p>6 Ambassador Programs, the corporation, their departments.</p> <p>7 You listed Travel Services.</p> <p>8 What other departments are there?</p> <p>9 A. Well, we mentioned Marketing.</p> <p>10 Q. Marketing. Okay.</p> <p>11 A. Finance and Accounting.</p> <p>12 Q. All right.</p> <p>13 A. Program Support, we talked about.</p> <p>14 Q. All right.</p> <p>15 A. Did we say Human Resources?</p> <p>16 Q. No.</p> <p>17 A. Oh. Did we say Marketing Production?</p> <p>18 Q. Is Marketing Production separate from</p> <p>19 Marketing?</p> <p>20 A. Yes.</p> <p>21 Q. Okay.</p> <p>22 A. Product Management.</p> <p>23 Q. All right.</p> <p>24 A. Admissions.</p> <p>25 Q. All right.</p>
<p style="text-align: right;">Page 39</p> <p>1 present themselves -- introduce themselves, excuse me.</p> <p>2 Q. Anyone else?</p> <p>3 A. No.</p> <p>4 Q. You mentioned earlier in your testimony a</p> <p>5 Greg Marci' --</p> <p>6 A. Marcinkowski.</p> <p>7 Q. Thank you. And what is his position</p> <p>8 currently?</p> <p>9 A. He is the head of Travel Services.</p> <p>10 Q. And what was his position in 2006?</p> <p>11 A. Head of Travel Services.</p> <p>12 Q. Is Travel Services a department?</p> <p>13 A. Correct.</p> <p>14 Q. And how many people work in that department?</p> <p>15 A. I would guess 12 to 14.</p> <p>16 Q. And what is the Travel Services Department's</p> <p>17 purpose?</p> <p>18 A. They arrange the logistics of the trips, the</p> <p>19 itineraries, departure dates, airline tickets, hotels,</p> <p>20 buses.</p> <p>21 Q. Do they create the itinerary?</p> <p>22 A. They might.</p> <p>23 Q. Who else is involved in creating the</p> <p>24 itinerary?</p> <p>25 A. There is not really a set process about how</p>	<p style="text-align: right;">Page 41</p> <p>1 A. There are Facilities in there somewhere, or</p> <p>2 Maintenance of Facilities, something like that. There's</p> <p>3 an Executive. That's all I can recall right now.</p> <p>4 Q. And what's the difference between the</p> <p>5 Marketing Department and the Marketing and Production</p> <p>6 Department?</p> <p>7 A. The Marketing Production Department</p> <p>8 physically manages the letters that go out, or the</p> <p>9 written correspondence that goes out, or a fulfillment of</p> <p>10 merchandise.</p> <p>11 So, if a student enrolls, they get a polo</p> <p>12 shirt from us. So, they manage that. They management</p> <p>13 the fulfillment of the polo shirt. If we outsource</p> <p>14 printing, they manage that. If we print a brochure, they</p> <p>15 would print it. But they don't determine the content of</p> <p>16 any of these things.</p> <p>17 Q. Who determines the content?</p> <p>18 A. Marketing.</p> <p>19 Q. And what does the Admissions Department do?</p> <p>20 A. The Admissions Department consists of the</p> <p>21 Program Managers or presenters who conduct the</p> <p>22 information meetings.</p> <p>23 Q. How many students have participated in the</p> <p>24 Student Ambassador Program since 2006?</p> <p>25 A. I would estimate about 42,000.</p>

11 (Pages 38 to 41)

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1 Q. What is Exhibit 27?
 2 A. It looks like a letter from Mary Eisenhower,
 3 congratulating a student on being accepted into the
 4 People to People Student Ambassador Program.
 5 Q. Congratulating Kiri Spiotta?
 6 A. Correct.
 7 Q. And do you know where this letter originated
 8 from, where it was sent from?
 9 A. I believe it was sent from Spokane,
 10 Washington.
 11 Q. All right. From the Ambassador Programs
 12 office?
 13 A. Correct.
 14 Q. And who drafted this letter?
 15 A. I don't know.
 16 Q. Do you believe -- Do you have any reason to
 17 believe that Mary Eisenhower did not?
 18 A. I'd be surprised if she drafted it.
 19 Q. You'd be surprised if she did draft it?
 20 A. Correct.
 21 Q. Okay. And why would you be surprised about
 22 that?
 23 A. Because Mary's a pretty busy person, and I
 24 think someone would draft things for her. She would give
 25 them feedback and input.

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1 Q. Was this drafted by someone that works for
 2 Ambassador Programs?
 3 A. I don't know.
 4 Q. Okay. I see that it's on the same letterhead
 5 that was -- that we saw on Exhibit 19, which I believe
 6 you identified to be People to People Student Ambassador
 7 letterhead, right?
 8 A. Yes.
 9 Q. So, is it accurate to say this is a letter
 10 from Mary Eisenhower?
 11 A. It is.
 12 Q. It is?
 13 A. It's signed by her.
 14 Q. Okay. And is this an actual signature of
 15 Mary Eisenhower, or someone else?
 16 A. It's not an actual signature of Mary
 17 Eisenhower.
 18 Q. How did the signature get on there?
 19 A. It could have been a machine or a stamp.
 20 Q. And why did Ambassador Programs send this
 21 letter that purports to be signed by Mary Eisenhower to
 22 Kiri Spiotta?
 23 A. We sent the letter to let the student know
 24 they are going to be part of the program, and let them
 25 know that it is an important mission and vision to the

1 People to People Student Ambassador Programs as part of
 2 the broader People to People International mission.
 3 Q. As you can see in the upper right corner, it
 4 appears to say "Office of Mary Jean Eisenhower."
 5 Where do you understand that office to be?
 6 A. The physical office?
 7 Q. Yes.
 8 A. Kansas City.
 9 Q. And did any portion of this letter originate
 10 from the office of Mary Eisenhower?
 11 A. Could you please be more specific?
 12 Q. Well, it looks like someone receiving this
 13 letter would think this letter came from the office of
 14 Mary Eisenhower. I think you said it came from Spokane.
 15 And, so, I'm a little bit confused. I was
 16 hoping you could help me figure that out.
 17 A. I know it was sent from Spokane. I don't
 18 know, the content could have been written in Mary's
 19 physical office, it could have been written down the
 20 hall, I don't know where the message that is included in
 21 this letter, I don't know where that was written.
 22 Q. So, if you could put next to Exhibit 27,
 23 Exhibit 19, just to compare the two.
 24 A. (Witness complied).
 25 Q. So, I believe Exhibit 19 is not -- So, in the

1 upper right corner of Exhibit 19, it says Jeffery D.
 2 Thomas, Chief Executive Officer.
 3 Why is that information on Exhibit 19?
 4 A. I think it's to indicate who the signator
 5 was.
 6 Q. Okay.
 7 A. I don't know the business letter convention
 8 or letter convention. You are supposed to put the
 9 person's name on top so they know before they read it.
 10 Q. Is Exhibit 27, is this a letter that is
 11 unique to Kiri Spiotta, or is this a form letter that was
 12 sent out to all Student Ambassadors in 2005 for the 2006
 13 program?
 14 A. I believe all students would have received it
 15 that year.
 16 Q. And why is it that Ambassador Programs sends
 17 a letter with Mary Eisenhower's name as the signator?
 18 A. Could you restate that?
 19 Q. Why is it that Ambassador Programs sends out
 20 these letters, such as Exhibit 27, with Mary Jean
 21 Eisenhower's name at the bottom and her purported
 22 signature?
 23 A. We think it's important that students know
 24 that part of the People to People mission that was
 25 started by Dwight D. Eisenhower in 1956.

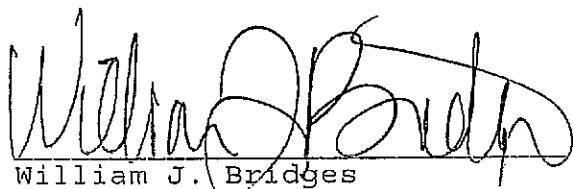
23 (Pages 86 to 89)

1 STATE OF WASHINGTON)
 2 County of Spokane) ss.

3
 4 I, William J. Bridges, do hereby certify that
 5 at the time and place heretofore mentioned in the caption
 6 of the foregoing matter, I was a Certified Shorthand
 7 Reporter and Notary Public for Washington; that at said
 8 time and place I reported in stenotype all testimony
 9 adduced and proceedings had in the foregoing matter; that
 10 thereafter my notes were reduced to typewriting and that
 11 the foregoing transcript consisting of 102 typewritten
 12 pages is a true and correct transcript of all such
 13 testimony adduced and proceedings had and of the whole
 14 thereof.

15 I further certify that I am herewith securely
 16 sealing the said original deposition transcript and
 17 promptly delivering the same to Attorney Geana M. Van
 18 Dessel.

19 Witness my hand at Spokane, Washington, on
 20 this 6th day of January, 2010.

21
 22 

23 William J. Bridges
 24 CSE NO. 2421
 25 Certified Shorthand Reporter
 Notary Public for Washington
 Commission expires: 11-1-11

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EXHIBIT B to
DECLARATION OF CHRISTINA BARONE

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF WASHINGTON AT SPOKANE

K.S., by her guardian ad litem)
Kenneth L. Isserlis and DOROTHY)
SPIOTTA and PAUL SPIOTTA,)

Plaintiffs,)

vs.)

No. CV-08-243-FVS

AMBASSADOR PROGRAMS, INC.,)
AMBASSADORS GROUP, INC., PEOPLE)
TO PEOPLE INTERNATIONAL,)

Defendants.)

30(b)(6) DEPOSITION OF JEFFERY THOMAS

Taken at the instance of the Plaintiffs

March 12, 2009

9:00 a.m.

1124 W. Riverside Avenue

Spokane, Washington

BRIDGES REPORTING & LEGAL VIDEO
Certified Shorthand Reporters
1312 N. Monroe Street
Spokane, Washington 99201
(509) 456-0586 - (800) 358-2345

Page 34

1 Q. Who was the President and CEO of Ambassador
2 Programs when you first joined? Am I right? You joined
3 in 1995?
4 A. Correct. Who was President and CEO of that?
5 Q. Right.
6 A. John Ueberroth.
7 Q. And I believe you became the President within
8 a year of joining that organization, is that right?
9 A. In fact I became President of Programs.
10 Q. And what position did Mr. Ueberroth take,
11 then? Just director at that time?
12 A. He remained CEO.
13 Q. And how long did he remain CEO?
14 A. I don't know the exact date. Sometime prior
15 to 2002 I became CEO.
16 Q. Does Ambassadors Group have any contract or
17 business relationship with any President or former
18 President of the United States?
19 A. No.
20 Q. Does Ambassador Programs have any contract or
21 business relationship with any President or former
22 President of the United States?
23 A. No.
24 Q. Has either of those entities ever had a
25 contract or business relationship with any former

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1 President of the United States, to your knowledge?
2 A. No.
3 MR. FORD: Let's call this Exhibit Number
4 19.
5 (Deposition Exhibit Number 19 was
6 marked for identification).
7 MR. PHILLIPS: Do you have a copy for us?
8 MR. FORD: I probably do, but I would
9 have trouble fishing it out now.
10 MR. PHILLIPS: Just give us a minute.
11 MR. FORD: That is a letter, I believe,
12 one of many.
13 (Pause in the proceedings).
14 Q. (BY MR. FORD:) I am showing you Exhibit
15 Number 19. I guess it is an undated letter, addressed to
16 Paul and Dorothy Spiotta. It begins, after the
17 salutation, "Congratulations on the acceptance of," and
18 then it refers to her daughter, and it has what appears
19 to be your signature, is that right?
20 MR. PHILLIPS: Is what right? Is that
21 his signature?
22 Q. (BY MR. FORD:) Is that what that is? Is
23 this your signature?
24 A. Yes.
25 Q. Is that your actual signature, or is that a

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1 machine signature, do you know?
2 A. It's my actual signature.
3 Q. How is that signature affixed to documents of
4 that sort? Let's assume this was sent in 2005. Do you
5 know how?
6 A. I don't know.
7 Q. Do you know where mailings of that sort are
8 sent from?
9 MR. PHILLIPS: I'm sorry. I'm going to
10 object to using the phrase "that sort."
11 MR. FORD: Okay. Fair enough.
12 MR. PHILLIPS: If you want to ask the
13 question about that letter, I would not object.
14 MR. FORD: Okay.
15 Q. Unfortunately, I have chosen an undated
16 letter. Can you tell from looking at that when that
17 letter was sent?
18 A. No.
19 Q. Can you tell from looking at that whether
20 that letter is a genuine copy of something that was sent
21 out by Ambassador Programs?
22 A. It appears to be.
23 Q. And does Ambassador Programs send out letters
24 to students invited to participate in its programs over
25 your signature now?

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1 A. Could you repeat the question?
2 MR. FORD: Can you read it back. I want
3 to make sure I have it right.
4 (Record read).
5 THE WITNESS: No.
6 Q. (BY MR. FORD:) If I misdescribed that
7 letter, is that a letter to a student invited to
8 participate in an Ambassador Programs program?
9 A. This is to the parents.
10 Q. Okay. I'm sorry. That's what I got wrong.
11 Does Ambassador Programs send out letters to
12 parents of students invited to participate in its
13 programs over your signature now?
14 A. This is a letter of someone who has been
15 accepted, not invited to participate.
16 Q. Accepted. Does Ambassador, I'm trying not to
17 use a phrase "like that," because that could be
18 considered to be ambiguous, does Ambassador Programs send
19 out letters to the parents of students accepted to
20 participate in its programs over your signature now?
21 A. I believe so.
22 Q. Where does it send them from?
23 A. Our office in Spokane.
24 Q. Where is your signature affixed to them?
25 A. At that same place.

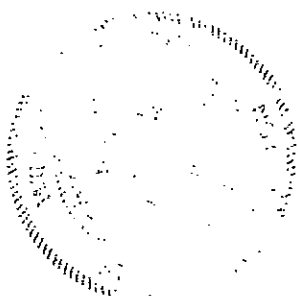
10 (Pages 34 to 37)

1 STATE OF WASHINGTON)
 2 County of Spokane) ss.

3
 4 I, William J. Bridges, do hereby certify that
 5 at the time and place heretofore mentioned in the caption
 6 of the foregoing matter, I was a Certified Shorthand
 7 Reporter and Notary Public for Washington; that at said
 8 time and place I reported in stenotype all testimony
 9 adduced and proceedings had in the foregoing matter; that
 10 thereafter my notes were reduced to typewriting and that
 11 the foregoing transcript consisting of 132 typewritten
 12 pages is a true and correct transcript of all such
 13 testimony adduced and proceedings had and of the whole
 14 thereof.

15 I further certify that I am herewith securely
 16 sealing the said original deposition transcript and
 17 promptly delivering the same to Attorney Timothy K. Ford.

18 Witness my hand at Spokane, Washington, on
 19 this 2nd day of April, 2009.



20
 21 *William J. Bridges*

22 William J. Bridges
 23 CSR NO. 2421
 24 Certified Shorthand Reporter
 25 Notary Public for Washington
 My commission expires: 11-1-11

133

EXHIBIT C to
DECLARATION OF CHRISTINA BARONE

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON AT SPOKANE

K.S., by her guardian ad litem)
Kenneth L. Isserlis and)
DOROTHY SPIOTTA and PAUL)
SPIOTTA,)

Plaintiffs,)

v.)

No. CV-08-243-FVS

AMBASSADOR PROGRAMS, INC.,)
AMBASSADORS GROUP, INC.,)
PEOPLE TO PEOPLE INTERNATIONAL,)

Defendants.)

30(b)(6) DEPOSITION OF GREG MARCINKOWSKI

Taken at the instance of the Plaintiff.

October 7, 2009

8:30 a.m.

1124 W. Riverside Avenue

Spokane, Washington

BRIDGES REPORTING & LEGAL VIDEO
Certified Shorthand Reporters
1312 N. Monroe Street
Spokane, Washington 99201
(509) 456-0586 - (800) 358-2345

1 BE IT REMEMBERED that the deposition of GREG
2 MARCINKOWSKI was taken on behalf of the Plaintiffs
3 pursuant to the Federal Rules of Civil Procedure before
4 Patricia E. Bute, Certified Shorthand Reporter for
5 Washington, on Wednesday, the 7th day of October, 2009, in
6 the law office of Kenneth L. Isserlis, 1124 W. Riverside
7 Avenue, Suite 200, Spokane, Washington, commencing at the
8 hour of 8:30 a.m.

*

*

*

APPEARANCES:

For the Plaintiffs:

KATHERINE C. CHAMBERLAIN, ESQ.
MacDonald, Hoague & Bayless
Attorneys at Law
705 Second Avenue
Suite 1500
Seattle, WA 98104
katherinec@mhb.com

For Defendants Ambassador
Programs, Ambassadors
Group, Inc.:

GEANA M. VAN DESSEL, ESQ.
Witherspoon, Kelley, Davenport
& Toole
Attorneys at Law
422 West Riverside Avenue
Suite 1100
Spokane, WA 99201
(509) 624-5265
gmw@wkdltlaw.com

(Cont'd)

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1 contracted rates with a number of airlines.
 2 Q. What airline does People to People Ambassador
 3 Programs use to fly students to Australia?
 4 A. Qantas.
 5 Q. And did they use Qantas in 2006?
 6 A. Yes.
 7 Q. And is there a contracted rate that Ambassador
 8 had with Qantas in 2006?
 9 A. Yes.
 10 Q. And do you know whether the contracted rate
 11 was less than the market rate?
 12 MR. PHILLIPS: Object to the form.
 13 A. Do I respond?
 14 MR. PHILLIPS: Please. So that you know,
 15 I may be making various objections, and unless you hear me
 16 instruct you not to answer, go ahead and answer.
 17 A. Yeah, I believe so.
 18 Q. (By Ms. Chamberlain) What are your job
 19 responsibilities as the Vice President of Marketing and
 20 Production?
 21 A. Marketing and production is responsible for
 22 the production and delivery of all the collateral material
 23 that People to People Ambassador produces, which would
 24 mean our invites to the students, as well as brochures and
 25 any collateral material that we send out, so I oversee

Page 15

1 that department.
 2 Q. And what do you mean by collateral, the word
 3 collateral material?
 4 A. Brochures, pamphlets, student invites, any
 5 literature that we provide to the students or to anyone
 6 affiliated with our programs.
 7 Q. Am I correct that there's a separate
 8 department called marketing?
 9 A. That's correct.
 10 Q. That's separate from marketing production?
 11 A. Marketing production is only the vehicle to
 12 get the stuff out that marketing does.
 13 Q. Am I correct that there's a warehouse in
 14 Spokane where the materials are printed and there's
 15 copiers and things like that?
 16 A. It's part of the facility that's part of the
 17 entire office.
 18 Q. So is marketing production, does that entail
 19 actually crafting what's in the brochures and pamphlets?
 20 A. No, we are not responsible for crafting what's
 21 in the --
 22 MR. PHILLIPS: You answer the question
 23 "no" and you said "no."
 24 A. No.
 25 Q. (By Ms. Chamberlain) What department is

Page 16

1 responsible for that?
 2 A. Marketing.
 3 Q. And is Meredith Banka the current VP of
 4 Marketing?
 5 A. Yes.
 6 Q. Do you know how long she's been in that
 7 position?
 8 A. I do not.
 9 Q. Was she in that position when you came in July
 10 of '05?
 11 A. Yes.
 12 Q. Okay, do you know how many people work for
 13 People to People Ambassador Programs?
 14 A. Full-time employees, approximately 235.
 15 Q. And how many of those are in Spokane?
 16 A. 225.
 17 Q. Have you ever had your deposition taken
 18 before?
 19 A. No.
 20 Q. Can you give me a brief summary of your
 21 educational background?
 22 A. Sure. I have a bachelor's in mechanical
 23 engineering from Northwestern University and I have an MBA
 24 from Northwestern Kellogg Graduate School.
 25 Q. And what was your job immediately preceding

Page 17

1 People to People Student Ambassador Programs?
 2 A. I was Vice President of Operations for
 3 WorldStrides.
 4 Q. What is WorldStrides?
 5 A. WorldStrides is a student educational travel
 6 company that provides educational travel primarily for
 7 domestic.
 8 Q. Where is it based out of?
 9 A. Charlottesville, Virginia.
 10 Q. Is that where you worked?
 11 A. That's correct.
 12 Q. And does WorldStrides still exist?
 13 A. Yes.
 14 Q. And does it have any relationship to People to
 15 People Ambassador Programs?
 16 A. They do not.
 17 Q. And were you a vice president of a particular
 18 part of WorldStrides?
 19 A. Vice President of Operations.
 20 Q. And how long did you work for WorldStrides?
 21 A. Four and a half years.
 22 Q. How did you end up working for People to
 23 People Ambassador Programs?
 24 MR. PHILLIPS: Object to the form.
 25 Q. (By Ms. Chamberlain) You can answer.

Page 30

1 of the itineraries we were running and the great things we
 2 were doing in our programs.
 3 Q. And for what reasons have you spoken with
 4 Ms. Eisenhower by phone?
 5 A. I cannot recollect.
 6 Q. Have you spoken with Ms. Eisenhower by phone
 7 for any reason relating to the planning of the Student
 8 Ambassador Programs?
 9 A. No.
 10 Q. Have you ever spoken with Ms. Eisenhower about
 11 marketing production?
 12 A. No.
 13 Q. Have you ever spoken with Ms. Eisenhower about
 14 how People to People Ambassador Programs use her name?
 15 A. No.
 16 Q. Am I correct that the marketing production
 17 department produces some letters that are sent to children
 18 across the country that have Ms. Eisenhower's name on
 19 them?
 20 A. That's correct.
 21 Q. Okay, and which letters are those?
 22 A. That would be some of the invite letters.
 23 Outside of that, I would have to go categorize. I don't
 24 know.
 25 Q. When you say you would have to go categorize?

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1 A. I would have to go look. We produce thousands
 2 of pieces of individual mail and I'm not quite sure which
 3 ones carry Mary's signature or not.
 4 Q. Are you certain the invite letters do?
 5 A. I'm not certain they do either.
 6 Q. Do the acceptance letters carry her name?
 7 A. I can't answer that.
 8 Q. Okay. Have you ever spoken with anyone at
 9 People to People International about the use of
 10 Ms. Eisenhower's name by People to People Ambassador
 11 Programs?
 12 A. Never.
 13 Q. Is someone from your department, has someone
 14 from your department spoken to People to People
 15 International about that topic?
 16 A. They have not.
 17 Q. Why not?
 18 A. There would be no reason to.
 19 Q. There would be no reason for them to speak to
 20 her about using her name?
 21 A. Correct.
 22 Q. And why is that?
 23 A. There's no involvement on my team's part in
 24 the use or non-use of Mary's name on any of the literature
 25 we produce.

Page 32

1 Q. And which team does play that part?
 2 A. I would believe it's marketing.
 3 Q. Is the marketing production department, do
 4 they print correspondence that goes out to children across
 5 the country that has the People to People International
 6 name on it?
 7 A. Not to my knowledge.
 8 Q. Does the marketing production department print
 9 correspondence that goes out to children across the
 10 country with the names of the Presidents of the United
 11 States on the letterhead?
 12 A. Yes.
 13 Q. And what is the relationship between those
 14 presidents and People to People Ambassador Programs?
 15 MR. PHILLIPS: Objection, calls for
 16 speculation.
 17 Q. (By Ms. Chamberlain) You can answer.
 18 A. I can answer. Other than being the Honorary
 19 Chairmen, I can't speculate.
 20 Q. Is it your understanding that the Presidents
 21 of the United States are Honorary Chairmen of People to
 22 People Ambassador Programs?
 23 MR. PHILLIPS: Same objection.
 24 A. Yes.
 25 Q. (By Ms. Chamberlain) Is it your understanding

Page 33

1 that some of the Presidents of the United States are
 2 Honorary Chairmen of the company Ambassador Programs?
 3 MR. PHILLIPS: Same objection.
 4 A. I would say yes.
 5 Q. (By Ms. Chamberlain) What about the company
 6 Ambassador Groups, are the presidents Honorary Chairmen of
 7 Ambassador Groups --
 8 MR. PHILLIPS: Same objection.
 9 A. I don't know.
 10 Q. (By Ms. Chamberlain) You don't know?
 11 A. I don't know.
 12 Q. Is there an accounting department at People to
 13 People Ambassador Programs?
 14 A. There is.
 15 Q. Is that what it's called, accounting?
 16 A. I believe it falls under finance, a subset of
 17 the finance department.
 18 Q. Do you know how much it costs the Australia
 19 2006 trip, the cost per delegate was?
 20 A. For that particular itinerary?
 21 Q. For that particular what?
 22 A. Itinerary.
 23 Q. Yes.
 24 A. I would, I can give you a range. I cannot
 25 give you an exact answer.

9 (Pages 30 to 33)

EXHIBIT D to
DECLARATION OF CHRISTINA BARONE

VIDEOTAPED DEPOSITION OF PAUL SPIOTTA
CONDUCTED ON WEDNESDAY, FEBRUARY 18, 2009

Page 1

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF WASHINGTON

-----X

K.S. by her interim guardians *

ad litem, and DOROTHY SPIOTTA *

and PAUL SPIOTTA, *

Plaintiffs, *

v. * No. CV 08-243-FVS

AMBASSADOR PROGRAMS, INC., *

AMBASSADORS GROUP, INC., *

PEOPLE TO PEOPLE *

INTERNATIONAL, *

Defendants. *

-----X

Videotaped Deposition of PAUL SPIOTTA,

in her individual capacity

Alexandria, Virginia

Wednesday, February 18, 2009 - 3:09 p.m.

Job No.: 1-148069

Pages: 1 - 112

Reported by: Melinda M. Walker, RPR

VIDEOTAPED DEPOSITION OF PAUL SPIOTTA
CONDUCTED ON WEDNESDAY, FEBRUARY 18, 2009

21 (Pages 81 to 84)

<p>81</p> <p>1 A I tried to, yes.</p> <p>2 Q Okay. And based on your research, did</p> <p>3 your learn anything or arrive at any conclusions?</p> <p>4 A Yes.</p> <p>5 Q And what conclusions did you reach based</p> <p>6 on your Internet research?</p> <p>7 MS. CHAMBERLAIN: You're talking about</p> <p>8 before the trip or after the trip or at any time?</p> <p>9 Q (By Mr. Rekofke) I guess I should have you</p> <p>10 answer. When did you do this Internet research?</p> <p>11 A As we just talked about, I said most of</p> <p>12 the stuff, as far as the relationship of People to</p> <p>13 People with the conclusion I came to, that research</p> <p>14 was done post the trip and probably more towards, I</p> <p>15 don't know, the last six months maybe. What was the</p> <p>16 other parts of the question?</p> <p>17 Q There's all right. We're kind of running</p> <p>18 out of gas here. Let me reframe the question. Prior</p> <p>19 to -- let me be more precise.</p> <p>20 After this informational/orientation</p> <p>21 meeting, the first one that you went to where you</p> <p>22 learned about People to People and you described that,</p>	<p>83</p> <p>1 something of interest or were you having some concerns</p> <p>2 based on the Internet research, done by your wife?</p> <p>3 A No, I didn't have any concern. I thought</p> <p>4 it was wonderful. She printed out stuff, and you</p> <p>5 know, it was -- it looked good, all the pamphlets they</p> <p>6 sent us. It truly looked like we were doing business</p> <p>7 with a nonprofit organization.</p> <p>8 Q Did you -- were you the one then that --</p> <p>9 well, strike that.</p> <p>10 According to some records I have that I've</p> <p>11 produced to your counsel, it's around October 22nd</p> <p>12 that at least a down payment is made for Kiri's trip.</p> <p>13 Does that sound about right?</p> <p>14 A October 2005.</p> <p>15 Q 2005.</p> <p>16 A Yes.</p> <p>17 Q Okay. And were you the one that did the</p> <p>18 on-line application?</p> <p>19 A Yes.</p> <p>20 Q For Kiri's trip?</p> <p>21 A Yes.</p> <p>22 Q Was Kiri present with you?</p>
<p>82</p> <p>1 following that meeting did you do any follow-up</p> <p>2 research on the Internet?</p> <p>3 A My wife did follow-up research on the</p> <p>4 Internet.</p> <p>5 Q And do you have a recollection of what she</p> <p>6 learned?</p> <p>7 A Yes. And basically, it's the information</p> <p>8 that was provided in the People to People -- the "dot"</p> <p>9 org Web site that ran this program, and it's an</p> <p>10 Ambassadors Program and children get college credit</p> <p>11 and it's not presented as a -- it's presented as</p> <p>12 People to People International, I mean.</p> <p>13 Q It says People to People, Ambassador</p> <p>14 Programs or something like that?</p> <p>15 A It depends on where you click. Some took</p> <p>16 you to programs. There was -- describing that there's</p> <p>17 sports ambassadors and there's student ambassadors,</p> <p>18 even older students in college in that I guess had</p> <p>19 some ambassadors. And it was really pushed, as it was</p> <p>20 in the meeting, as an educational experience.</p> <p>21 Q Did you get the sense from your wife's</p> <p>22 research that -- what was your conclusion? Was this</p>	<p>84</p> <p>1 A I do not recall.</p> <p>2 Q Okay. And do you recall that different</p> <p>3 steps were presented to you via Internet for this</p> <p>4 application process?</p> <p>5 MS. CHAMBERLAIN: Objection, vague.</p> <p>6 Q (By Mr. Rekofke) Let me do it this way.</p> <p>7 Tell me what you recall about the application</p> <p>8 process that you did on-line.</p> <p>9 A Just that it was an application process</p> <p>10 done on-line. I don't know how much, but I believe a</p> <p>11 payment was due at that time. We only had -- the way</p> <p>12 it was pitched to us is we only had a certain window</p> <p>13 of opportunity to apply for this, and that didn't</p> <p>14 necessarily mean that our daughter was accepted. She</p> <p>15 had to go through a personal interview which is part</p> <p>16 of the "wow" factor that she got accepted after that.</p> <p>17 Q Do you recall having to agree to certain</p> <p>18 provisions before you're allowed to proceed through</p> <p>19 the application process?</p> <p>20 A I do not recall.</p> <p>21 Q Was this money kind of -- was it kind of a</p> <p>22 deposit to hold a spot, if you will, while the</p>

VIDEOTAPED DEPOSITION OF PAUL SPIOTTA
CONDUCTED ON WEDNESDAY, FEBRUARY 18, 2009

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CERTIFICATE OF SHORTHAND REPORTER - NOTARY PUBLIC

I, Melinda M. Walker, Registered Professional
Reporter, the officer before whom the foregoing
proceedings were taken, do hereby certify that the
foregoing transcript is a true and correct record of
the proceedings; that said proceedings were taken by
me stenographically and thereafter reduced to
typewriting under my supervision; and that I am
neither counsel for, related to, nor employed by any
of the parties to this case and have no interest,
financial or otherwise, in its outcome.

IN WITNESS WHEREOF, I have hereunto set my hand
and affixed my notarial seal this 18th day of
February, 2009.

My commission expires: February 28, 2011

Notary Registration ID: 327094

NOTARY PUBLIC IN AND FOR THE
COMMONWEALTH OF VIRGINIA

EXHIBIT E to
DECLARATION OF CHRISTINA BARONE

VIDEOTAPED DEPOSITION OF DOROTHY SPIOTTA - VOLUME II
CONDUCTED ON WEDNESDAY, FEBRUARY 18, 2009

Page 155

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

-----X

K.S. by her interim guardians *

ad litem, and DOROTHY SPIOTTA *

and PAUL SPIOTTA, *

Plaintiffs, *

v. * No. CV 08-243-FVS

AMBASSADOR PROGRAMS, INC., *

AMBASSADORS GROUP, INC., *

PEOPLE TO PEOPLE *

INTERNATIONAL, *

Defendants. *

-----X

Videotaped Deposition of DOROTHY SPIOTTA,

in her individual capacity

Alexandria, Virginia

Wednesday, February 18, 2009 - 9:12 a.m.

Job No.: 1-148069

Pages: 155 - 360, Volume II

Reported by: Melinda M. Walker, RPR

<p>191</p> <p>1 affiliated with the presentation? Was there a</p> <p>2 moderator and then several speakers? What do you</p> <p>3 recall about that?</p> <p>4 A My memory is very vague on that. I do</p> <p>5 remember a gentleman standing there, but I don't -- I</p> <p>6 can't remember back that far, sorry.</p> <p>7 Q Was there one person who kind of gave the</p> <p>8 presentation about what the program was -- was like</p> <p>9 and what the expectations were or was there more than</p> <p>10 one person?</p> <p>11 A I don't have a clear memory. Maybe Paul</p> <p>12 can help you.</p> <p>13 Q Okay. Was there a video that was shown?</p> <p>14 A I believe there was a video shown.</p> <p>15 Q Do you recall anything about the video?</p> <p>16 A I can't -- I can't -- I seem to remember</p> <p>17 seeing visuals of -- I want to say there was some New</p> <p>18 Zealand stuff in there, but I can't be sure, but</p> <p>19 Australia and the content, I can't -- I can't</p> <p>20 remember.</p> <p>21 Q Was this presentation all geared</p> <p>22 specifically to the Australia trip?</p>	<p>193</p> <p>1 investigation on the program?</p> <p>2 A My timeline's a little vague in terms of</p> <p>3 whether I did it before, did it after, did a</p> <p>4 combination of both.</p> <p>5 Q Okay. Let me ask it this way then. In</p> <p>6 addition to this presentation you went to at the</p> <p>7 Northern Virginia Community College, did you do any</p> <p>8 other investigation either before or after that</p> <p>9 presentation?</p> <p>10 A Yes, I did.</p> <p>11 Q What do you recall doing?</p> <p>12 A I spoke to the teachers at Kiri's school.</p> <p>13 Q And what did you learn from them?</p> <p>14 A I remember them being very excited that</p> <p>15 Kiri had been nominated and thought it was an amazing</p> <p>16 opportunity for Kiri.</p> <p>17 Q Did you do anything else besides speak to</p> <p>18 teachers at Kiri's school?</p> <p>19 A I did speak to the one parent at the</p> <p>20 orientation, and I know he invited me to call and talk</p> <p>21 to his wife. I remember that invitation being</p> <p>22 extended. I don't remember whether, in fact, I did</p>
<p>192</p> <p>1 A Yes, it was.</p> <p>2 Q Okay. And you mentioned that there were</p> <p>3 some other parents there whose children had gone on</p> <p>4 the same or a similar trip?</p> <p>5 A Yes.</p> <p>6 Q Okay. Were they there because they're</p> <p>7 interested in Australia or were they there to answer</p> <p>8 questions as far as their experience?</p> <p>9 A I don't know.</p> <p>10 Q Okay. Who do you recall providing</p> <p>11 information about -- I think what you termed the</p> <p>12 impeccable safety standards and trained leaders and</p> <p>13 those kind of --</p> <p>14 A I can see the guy standing on the edge of</p> <p>15 the stage, but that's -- I heard the words because,</p> <p>16 you know, safety, the well-being of my child. I --</p> <p>17 Q Was it the same person who talked about</p> <p>18 the benefits of the program and what to expect?</p> <p>19 A I don't remember.</p> <p>20 Q Okay. After the meeting and after you had</p> <p>21 introduced this subject to Kiri and she was</p> <p>22 interested, did you go about doing anymore</p>	<p>194</p> <p>1 follow up on that.</p> <p>2 Q All right. Did you, before or after the</p> <p>3 informational meeting, get on the Internet and visit</p> <p>4 the Web site?</p> <p>5 A I don't specifically remember doing it,</p> <p>6 but I have no doubt, me being me, that I did.</p> <p>7 Q Okay. At some point in time, it was</p> <p>8 determined to go ahead and formally apply for Kiri to</p> <p>9 travel with this Australia program?</p> <p>10 A Yes.</p> <p>11 Q All right. And do you recall going online</p> <p>12 and filling out the application online?</p> <p>13 A I did not do that.</p> <p>14 Q Do you recall who did that?</p> <p>15 A Paul did that.</p> <p>16 Q Okay. The -- and I'll just ask you to</p> <p>17 assume this, but there are some records I provided to</p> <p>18 your counsel that it appears that a down payment for</p> <p>19 the tuition was -- was sent approximately October 22nd</p> <p>20 or 23rd of 2005. Does that sound about right?</p> <p>21 A I'm sorry, could you repeat that?</p> <p>22 Q Yeah, I want to ask you to assume that</p>

VIDEOTAPED DEPOSITION OF DOROTHY SPIOTTA - VOLUME II
CONDUCTED ON WEDNESDAY, FEBRUARY 18, 2009

52 (Pages 359 to 360)

<div style="text-align: right; margin-bottom: 10px;">359</div> <p>1 ERRATA SHEET</p> <p>2 IN RE: Dorothy Spiotta, et al. v. Ambassador</p> <p>3 Programs, Inc., et al.</p> <p>4 RETURN BY: _____</p> <p>5 PAGE LINE CORRECTION AND REASON</p> <p>6 _____</p> <p>7 _____</p> <p>8 _____</p> <p>9 _____</p> <p>10 _____</p> <p>11 _____</p> <p>12 _____</p> <p>13 _____</p> <p>14 _____</p> <p>15 _____</p> <p>16 _____</p> <p>17 _____</p> <p>18 _____</p> <p>19 _____</p> <p>20 _____</p> <p>21 _____</p> <p>22 (DATE) (SIGNATURE)</p>	
<div style="text-align: right; margin-bottom: 10px;">360</div> <p>1 CERTIFICATE OF SHORTHAND REPORTER - NOTARY PUBLIC</p> <p>2 I, Melinda M. Walker, Registered Professional</p> <p>3 Reporter, the officer before whom the foregoing</p> <p>4 proceedings were taken, do hereby certify that the</p> <p>5 foregoing transcript is a true and correct record of</p> <p>6 the proceedings; that said proceedings were taken by</p> <p>7 me stenographically and thereafter reduced to</p> <p>8 typewriting under my supervision; and that I am</p> <p>9 neither counsel for, related to, nor employed by any</p> <p>10 of the parties to this case and have no interest,</p> <p>11 financial or otherwise, in its outcome.</p> <p>12 IN WITNESS WHEREOF, I have hereunto set my hand</p> <p>13 and affixed my notarial seal this 18th day of</p> <p>14 February, 2009.</p> <p>15 _____</p> <p>16 My commission expires: February 28, 2011</p> <p>17 Notary Registration ID: 327094</p> <p>18 _____</p> <p>19 _____</p> <p>20 _____</p> <p>21 NOTARY PUBLIC IN AND FOR THE</p> <p>22 COMMONWEALTH OF VIRGINIA</p>	